
HOUSE BILL No. 1604

DIGEST OF INTRODUCED BILL

Citations Affected: None (noncode).

Synopsis: Teachers' retirement fund benefit. Authorizes payment in certain circumstances of the amount resulting from the inclusion of military service credit in the calculation of a member's benefit from the teachers' retirement fund.

Effective: Upon passage.

Dvorak

January 19, 2005, read first time and referred to Committee on Employment and Labor.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1604

A BILL FOR AN ACT concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a)
2 Notwithstanding IC 21-6.1-4-6.1, a member of the Indiana state
3 teachers' retirement fund who received service credit in the fund
4 for the member's active military service under the conditions
5 described in subsection (b) is entitled to receive an amount equal
6 to the difference between:

7 (1) the member's monthly retirement benefit calculated with
8 the military service credit (including any cost of living
9 adjustments to the benefit); and

10 (2) the member's monthly retirement benefit calculated
11 without the military service credit (including any cost of living
12 adjustments to the benefit);
13 for the period beginning on the member's retirement date and
14 ending on the date the member's monthly retirement benefit was
15 first paid with the inclusion of the additional service credit.

16 (b) A member is entitled to receive the amount described in
17 subsection (a) if the following conditions are met:

18 (1) The member completed military service before beginning



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1 approved college teacher training.

2 (2) The member received an honorable discharge from the
3 military service.

4 (3) After 1960 and before 1965, the member received a letter
5 or other notice from the executive director of the Indiana
6 state teachers' retirement fund erroneously stating that the
7 member was eligible to receive service credit in the Indiana
8 state teachers' retirement fund for the military service.

9 (4) The member was not otherwise eligible to claim service
10 credit in the Indiana state teachers' retirement fund for the
11 military service.

12 (5) The member filed an application with the Indiana state
13 teachers' retirement fund before December 31, 2001, to claim
14 the service credit, and the service credit was approved by the
15 Indiana state teachers' retirement fund.

16 (c) The member may elect to receive the amount described in
17 subsection (a) in a lump sum or in a series of monthly installment
18 payments over a period not to exceed sixty (60) months.

19 (d) This SECTION expires July 1, 2010.

20 SECTION 2. An emergency is declared for this act.

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